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April 19, 2005

TO:

Commissioner for Patents

FROM-Merchant & Gould

Attn: Examiner Mark A. Fadok

P.O. Box 1450

Alexandria, VA 22313-1450

FROM: Brian H. Batzli

OUR REF:

13425.0011US01

TELEPHONE:

612.336.4755

Total pages, including cover letter: 8

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Title of Document Transmitted:

Refund Request Under 37 C.F.R. 1.26

Applicant:

Masao NAKAGAWA

Serial No.:

09/852,374

May 10, 2001

Filed:

Group Art Unit: 3625 Our Ref. No.:

13425.0<u>011US01</u>

Confirmation No. 5423

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Sarah Dannecker

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S/N 09/852,374

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED Mark A. Fadok

CENTRAL FAX CENTER

Applicant:

Masao NAKAGAWA

Examiner:

Serial No.:

09/852,374

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ORDER MADE SYSTEM

CERTIFICATE UNDER 37 CFR 1.6(d):

per is being transmitted by facsimile to the U.S. Patent and Trademark Office on April 19, 2005.

Name: Sarah Dannecker

REFUND REQUEST UNDER 37 C.F.R. § 1.26

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Commissioner:

The Applicant hereby respectfully requests a refund under 37 C.F.R. § 1.26. Applicant filed a Petition for an Extension of Time on March 10, 2005 and paid the fee of \$225.00 for a small entity. It has since come to the Applicant's attention that the 2-month extension of time was filed in error and that only a 1-month extension of time was required. Enclosed for the Examiner's review are copies of the Office Action cover sheet, mailed November 12, 2004, and the documents filed in response on March 10, 2005. Applicant respectfully requests that the amount of \$165.00, the difference between a 1-month extension of time and a 2-month extension of time, be refunded to Deposit Account 13-2725 for Merchant & Gould P.C.

Respectfully submitted,

23552 PATENT TRADEMARK OFFICE MERCHANT & GOULD P.C.

P.O. Box 2903

Minneapolis, Minnesota 55402-0903

(612) 332-5300

Dated: April 19, 2005

By: Brian H. Batzli

Reg. No. 32,960

BHB/sbd